LOS ANGELES COUNTY DISTRICT ATTORNEY'S OFFICE
BUREAU OF PROSECUTION SUPPORT OPERATIONS
JUSTICE SYSTEM INTEGRITY DIVISION

GEORGE GASCÓN • District Attorney
JOSEPH F. INIGUEZ • Chief of Staff
• Director

April 27, 2022

Captain Joe Mendoza
Los Angeles County Sheriff's Department
Homicide Bureau
One Cupania Circle
Monterey Park, California 91755

Re: Fatal Officer Involved Shooting of Alvaro Venegas
J.S.I.D. File # 19-0392
L.A.S.D. File # 019-14041-0641-013

Dear Captain Mendoza,

The Justice System Integrity Division of the Los Angeles County District Attorney's Office has completed its review of the September 12, 2019, fatal shooting of Alvaro Venegas involving Los Angeles County Sheriff's (LASD) Deputy Michael Miller. Our detailed analysis of this incident is contained in the attached memorandum.

Very truly yours,

GEORGE GASCÓN
District Attorney

ALAN YOCHELSON
Head Deputy District Attorney
Justice System Integrity Division

c: Deputy Michael Miller, #[redacted]

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MEMORANDUM

TO:	CAPTAIN JOE MENDOZA Los Angeles County Sheriff's Department Homicide Bureau 1 Cupania Circle Monterey Park, California 91755
FROM	JUSTICE SYSTEM INTEGRITY DIVISION Los Angeles County District Attorney's Office
SUBJECT:	Fatal Officer Involved Shooting of Alvaro Venegas J.S.I.D. File #19-0392 L.A.S.D. File #019-14041-0641-013
DATE:	April 27, 2022

The Justice System Integrity Division of the Los Angeles County District Attorney's Office has completed its review of the September 12, 2019, fatal shooting of Alvaro Venegas by Los Angeles County Sheriff's Department (LASD) Deputy Michael Miller. We have concluded that Deputy Miller acted lawfully in self-defense at the time he fired his duty weapon.

The District Attorney's Command Center was notified of the shooting on September 12, 2019. The District Attorney Response Team responded to the location. They were given a briefing regarding the circumstances surrounding the shooting and a walk-through of the scene.

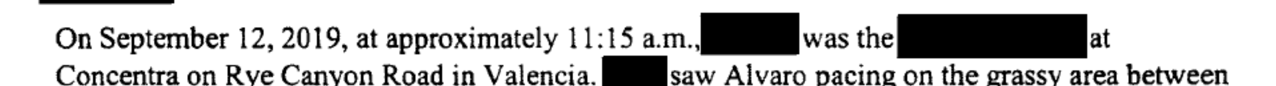
The following analysis is based on investigative reports, recorded interviews, photographs, video evidence, the autopsy report and witness statements submitted to this office by LASD Detective Robert McGaughey and Sergeant Guillermo Morales. Miller's voluntary statement was considered as part of this analysis. LASD deputies at Santa Clarita Station were not yet equipped with body cameras when this incident took place.

FACTUAL ANALYSIS

Introduction

On September 12, 2019, Alvaro Venegas was outside of Concentra Urgent Care (Concentra) acting in a bizarre manner that caught the attention of numerous individuals in the area, causing Sheriff's deputies to be called. Alvaro attacked one deputy who called for backup. Numerous other deputies responded to the backup call and Alvaro attacked one of them, resulting in an officer-involved shooting causing the death of Alvaro.

[redacted] Statement


On September 12, 2019, at approximately 11:15 a.m., [redacted] was the [redacted] at Concentra on Rye Canyon Road in Valencia. [redacted] saw Alvaro pacing on the grassy area between

Concentra's parking lot and Rye Canyon. [redacted] thought he was acting strange, looking "hyper," taking his shirt off, and occasionally yelling and banging his head against the Concentra sign at the entrance to the location. Around that time, [redacted] saw LASD Sergeant Alfonso Bertieri arrive at Concentra with Deputy Erik Sibrian. [redacted] assumed Bertieri and Sibrian had been called to deal with Alvaro and asked them if they had come to handle the problem with Alvaro. Bertieri told her that he was accompanying Sibrian to Concentra so Sibrian could receive medical care, unrelated to the disturbance out front, but Bertieri said that he would go outside and try to handle the situation. Bertieri returned and told [redacted] that the man outside was under the influence and that Bertieri was calling the Santa Clarita Station to assist. [redacted] was inside and did not see anything else. [redacted] later heard bangs while she was inside the building.

Sergeant Alfonso Bertieri's Statement

At approximately 12:15 p.m., Bertieri accompanied Sibrian, whom he supervised, to Concentra so Sibrian could receive treatment for a work-related injury he had suffered. As Bertieri and Sibrian entered Concentra, [redacted] asked Bertieri if he was there responding to a complaint about Alvaro. [redacted] told Bertieri that she assumed one of her patients had called the police about a man causing a disturbance outside the clinic and that Bertieri was there in response to that call. Bertieri told [redacted] that he was not there for that purpose but agreed to go outside and try to get the person to leave. Bertieri went to the front of Concentra where he encountered Alvaro. Bertieri tried to speak with Alvaro to get him to leave, but Alvaro responded in a hostile manner, cursing at Bertieri. Since Bertieri was not from the station serving the area and did not have any backup, he decided to go back inside Concentra and call the Santa Clarita Sheriff's Station to request deputies respond to the location. Bertieri called the Santa Clarita Sheriff's Station at 12:30 p.m.

Bertieri asked Sibrian to monitor radio traffic to see when deputies responded to the location so Bertieri could tell the responding deputies about his encounter with Alvaro. At some point Bertieri heard radio traffic of a deputy involved in a fight at the location and went outside to see what was going on. Berieri saw Deputy [redacted] outside standing next to his patrol vehicle, with Alvaro nearby waving his arms. Bertieri walked to [redacted] taking care to avoid Alvaro, and asked [redacted] if he was okay. [redacted] told him he was okay, but that Alvaro had charged him and taken his radio. [redacted] told Bertieri that he tried to use his Taser on Alvaro, but the Taser did not work, and Alvaro took it away from him. Other deputies began to arrive and park their patrol vehicles approximately 100 feet away. Bertieri yelled to them, "Hey, less lethal!" and "Taser! Taser!" As Bertieri said this, Alvaro picked up a stick in his hand and charged at the three deputies who had just arrived and were standing next to one of the patrol cars. Alvaro grabbed one of the deputies, the deputy pushed him backwards and Bertieri heard two to three gunshots. The deputy and Alvaro were two to three feet apart when Bertieri heard the gunshots.

Deputy Erik Sibrian's Statement

Sibrian came to Concentra to receive medical care for a work-related injury. He was filling out paperwork inside Concentra when Bertieri went outside to try and deal with a man causing a disturbance outside. Bertieri returned and said that he would call LASD's Santa Clarita Station

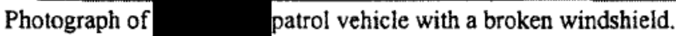
and have them respond. Bertieri asked Sibrian to monitor the radio traffic to see if any units responded so Bertieri could go outside and advise them of the situation and give a description of the person if needed. Sibrian listened to the radio traffic and heard the emergency request for assistance, so he went to the window to see what was going on. Sibrian saw patrol cars pulling up, and deputies getting out. Sibrian saw Alvaro pull a wooden stake out of the ground and wave it in the air, then Alvaro charged the deputies closest to the driveway. Sibrian realized a confrontation was about to take place, so he advised all the individuals standing in the entry area of Concentra to step away from the window in case there was a shooting. Sibrian saw a deputy push Alvaro away. Alvaro lunged forward with the stake at the deputy. Sibrian heard three gunshots and saw Alvaro fall to the ground. Sibrian then saw deputies treat Alvaro with chest compressions.

Deputy [redacted] Statement

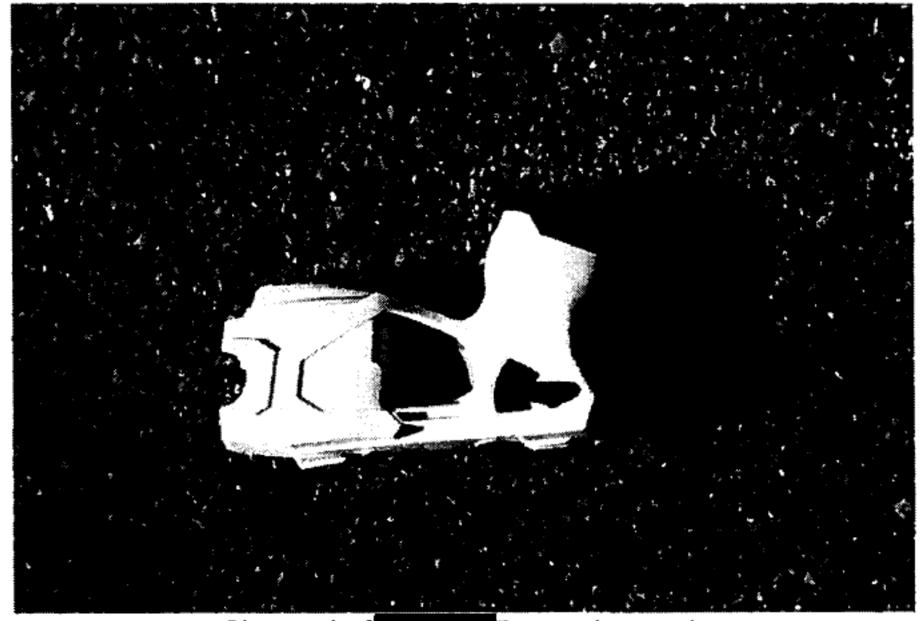
[redacted] said that he arrived at the location in response to a call of a suspicious person at Concentra. [redacted] said the call was for "a male, no shirt, acting a little strange, spitting." [redacted] went there alone in a marked black and white Sheriff's Ford Explorer patrol vehicle in full uniform. [redacted] had an assisting unit whom he told he would meet at the location. [redacted] had planned on waiting for his partner, but when he arrived at the location he saw Alvaro on his hands and knees, slouched on the grassy area at the entrance to Concentra next to the business's sign.

Since Alvaro matched the description of the person in the call, [redacted] approached and asked if Alvaro was okay or needed assistance. Alvaro stood up and started screaming, "Fuck you! Piece of shit motherfucker!" at the top of his voice and began to approach [redacted]. [redacted] told Alvaro to stop and pulled out his Taser. Alvaro said, "Fuck you!" again and kept coming closer to [redacted]. [redacted] attempted to use his Taser, but it failed to work. Alvaro got close enough to [redacted] to grab his shirt and radio. Alvaro also tried to punch [redacted] in the face, but failed to connect. [redacted] dropped his Taser and swung back at Alvaro, but he also did not connect, which caused Alvaro to release [redacted]. Alvaro picked up [redacted] dropped Taser and chased [redacted] with the Taser pointed at [redacted] Alvaro threw the Taser at [redacted] as [redacted] retreated to his patrol vehicle. The Taser that Alvaro threw missed [redacted] but hit and cracked the windshield of [redacted] patrol vehicle. Alvaro returned to the same grassy area where [redacted] had first seen him. Bertieri approached [redacted] while [redacted] called for backup. [redacted] told dispatch that he had just been involved in a fight where the suspect had ripped off his radio and had been "918Victor" (a violently insane person).





Photograph of [redacted] patrol vehicle with a broken windshield.



Photograph of [redacted] Taser on the ground.

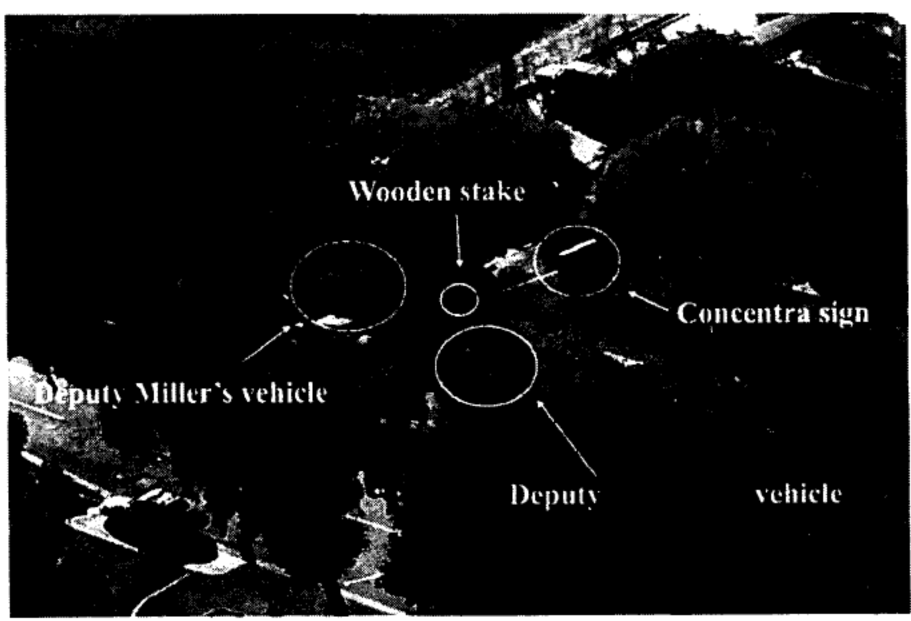
[redacted] said that two marked patrol units arrived and parked just west of him. The first vehicle had LASD Deputies Michael Miller and David Reeder; the other was driven by LASD Detective [redacted] As they arrived, [redacted] told them to get a stun-bag shotgun. Reeder went to his trunk to retrieve his stun-bag shotgun. As Reeder stood at the trunk of his patrol vehicle retrieving the stun-bag, Alvaro began to charge Miller and [redacted] holding a weapon with the sharp end pointed at Miller and [redacted]. [redacted] and Miller commanded Alvaro to stop. [redacted] pulled out his baton, figuring that Alvaro would drop the weapon, and because the other deputies had drawn their firearms. [redacted] saw Alvaro get "super close" to Miller. He

could see Miller and Alvaro struggling with Alvaro's arm around Miller's neck. [redacted] ran towards them and then heard a few shots. Alvaro fell to the ground. [redacted] saw Miller retrieve his medical bag, and Reeder began giving chest compressions to Alvaro.

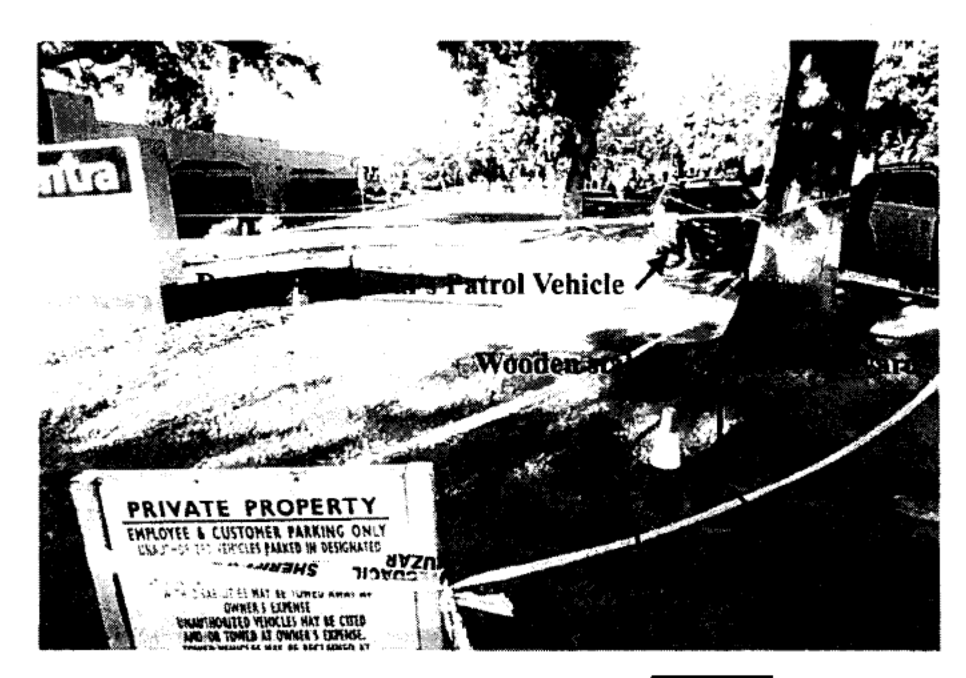
Deputy Miller's Voluntary Statement

Deputy Miller gave a voluntary statement to investigators. Miller was driving a marked black and white patrol SUV and in full patrol uniform. Miller drove to the location in his patrol vehicle with Reeder as the passenger in response to a radio call of a deputy in a fight where the suspect had taken the deputy's radio. Miller parked his vehicle and met with [redacted] while Alvaro stood on the grassy area waving a wooden stake with a sharpened end and yelling. Miller told Reeder to get the stun-bag shotgun from the trunk.

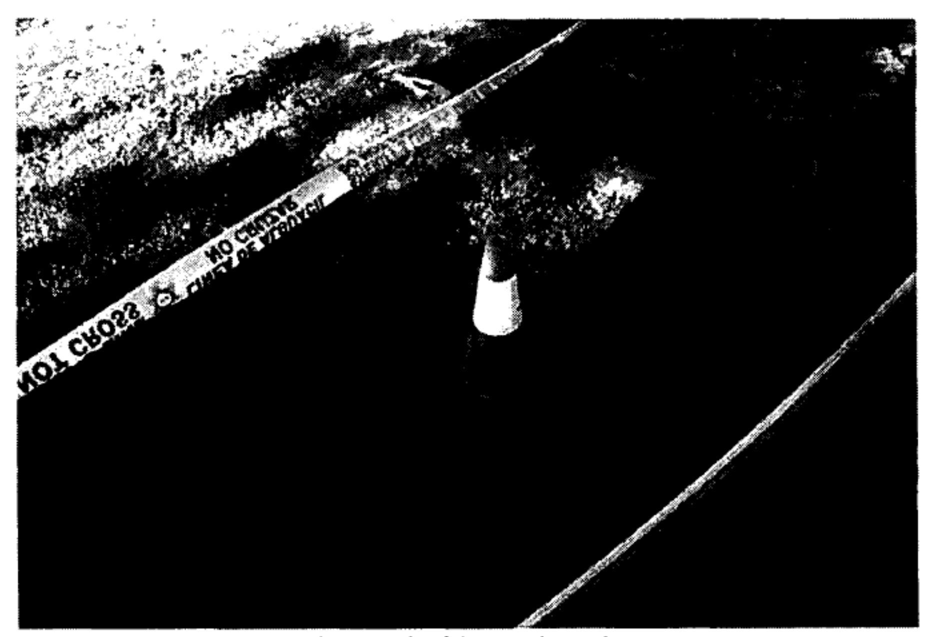
While Reeder was at the trunk getting the stun-bag shotgun, Alvaro rapidly approached Miller, waving the stake and shouting. Miller was standing next to the passenger side of his vehicle and dodged Alvaro, causing Alvaro to miss hitting him with the stake. At that point, both of their bodies were touching. Miller's gun was out of his holster, and he tried to take Alvaro down with his arm and a leg sweep, but was not able to. Alvaro raised the stake and struck Miller in the face and neck. Miller pushed Alvaro back and fired three rounds from his sevice weapon, causing Alvaro to fall to the ground backwards. Miller tried to render first aid to Alvaro before being relieved by other sheriff's deputies. Miller suffered a cut on his lip and had red marks on his neck, which he said he sustained from being struck when Alvaro attacked him. Miller told investigators he feared for his life when Alvaro attacked him with the stake.



Photograph of overview of location.



Photograph of the Concentra sign and Alvaro's wooden stake with [redacted] car in the background.



Photograph of the wooden stake.

Detective [redacted] Statement

Approximately an hour before the radio call regarding the disturbance at Concentra, [redacted] had responded to a call of a man causing a disturbance in the parking lot of a Jimmy Dean's restaurant on the corner of Rye Canyon and The Old Road in Valencia, approximately 200 feet away from Concentra on the other side of Interstate 5 Freeway. [redacted] had encountered Alvaro at that location and asked him to leave the property, which Alvaro did after several requests.

[redacted] had been monitoring radio traffic when he heard the call at Concentra. [redacted] was driving a marked patrol vehicle and responded to the location with light and sirens on. [redacted] arrived and saw [redacted] standing next to his vehicle with an expandable baton in his hand pointing at Alvaro, who was standing on the grassy area next to the Concentra sign. [redacted] recognized Alvaro from his interaction an hour earlier. [redacted] thought Alvaro looked agitated based on the look on his face, and by the way he waved a long object in his hands. [redacted] realized the object was a wooden stake with a sharpened end.

[redacted] stood three to four feet behind Miller while someone shouted, "Get the stun-bag! Get the stun-bag!" [redacted] saw Alvaro begin to affix his attention on Miller, and then begin to run at Miller with the stake raised above his head in a stabbing motion. Miller retreated a few steps to try to create distance between himself and Alvaro, almost bumping into [redacted] and causing [redacted] to have to back up as well. Both Miller and [redacted] had their guns drawn. Alvaro stopped in front of Miller and wrestled with Miller with his arm around Miller's neck. [redacted] saw Miller was able to step back and then [redacted] heard three gunshots. Alvaro stood back, still looking angry or agitated, then fell to the ground. [redacted] immediately advised on the radio that an officer involved shooting had just occurred. Reeder and Miller approached Alvaro, Reeder handcuffed Alvaro in front of his body, and both began conducting CPR on Alvaro.

Deputy David Reeder's Statement

Reeder came to the location with Miller and noticed Alvaro standing on the grassy area, shirtless, acting bizarre and holding a sharpened wooden stick. Reeder told Miller he was going to get the stun-bag and went to retrieve it from the trunk of his patrol vehicle. As Reeder opened the trunk he heard Alvaro shout and charge towards [redacted] and Miller. Both [redacted] and Miller shouted at Alvaro to stop, and Reeder stopped getting the stun-bag and reached for his gun, believing Alvaro was going to attack Miller in the neck with the stake. Alvaro stopped suddenly two to three feet from Miller with a shocked look on his face, then swung the stake downwards towards Miller as if trying to stab him. Miller backed up until he backed into his patrol vehicle, and Alvaro lunged again. Reeder heard three gunshots and saw Alvaro fall to the ground. Reeder put his gun away, handcuffed Alvaro in the front, and began to render aid until relieved by other sheriff's personnel.

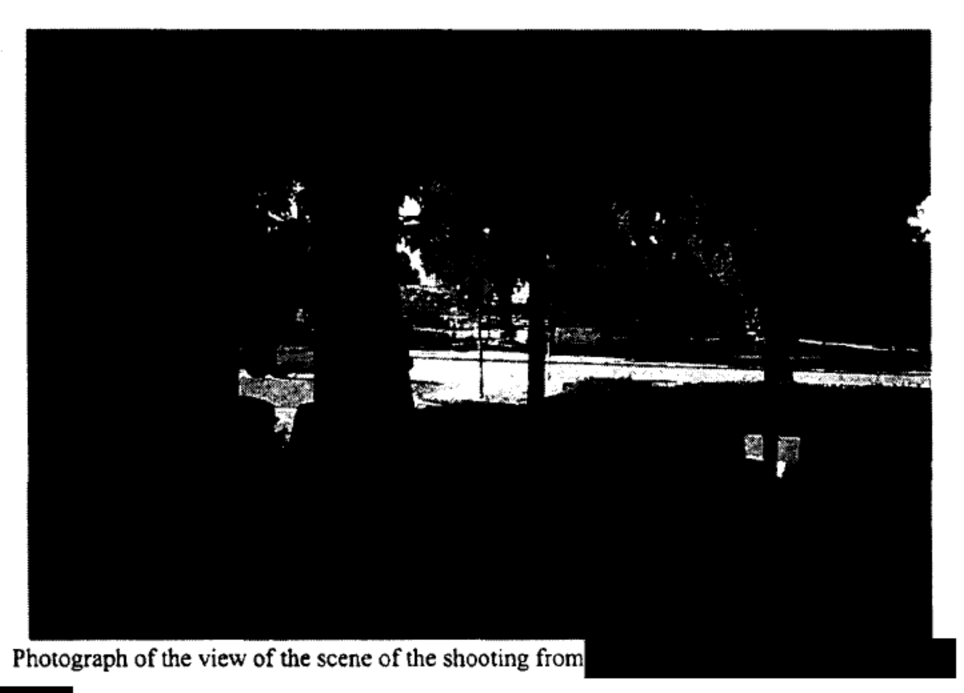
Carly Reddy's Statement

North County Correctional Facility Custodial Assistant Carly Reddy was driving home from work when she saw traffic stopping near Concentra on Rye Canyon. As Reddy drove slowly by she saw a sheriff's patrol vehicle with the door open, and [redacted] standing next to it. [redacted] lifted his arms and his leg as if to shield himself, when Reddy saw something flying through the air and realized something had been thrown at [redacted] Reddy saw Alvaro on the grass area north of the car. Reddy parked her car, got out and talked to [redacted] who was now inside his car, and asked if he was alright. [redacted] said he was okay, that he had tried to use his Taser on Alvaro, the Taser did not work, and that Alvaro had pulled his radio from his body. Reddy looked over and saw Alvaro now on his hands and knees near the sign. [redacted] told her that Alvaro was 918, which she understood as the radio code for insane. Reddy also saw Bertieri

approach [redacted] and then saw other patrol vehicles arrive. Reddy saw Alvaro waving a weapon around, and bouncing side to side, in the manner of a boxer preparing for a fight. Alvaro began to approach [redacted] when Miller stepped forward and Alvaro moved towards him. Alvaro lunged at Miller and she heard four to five gunshots. Reddy was unsure if there was one or more shooters.

[redacted] Statement

[redacted] told investigators that he saw the whole incident from inside his office across the street from Concentra while eating his lunch. [redacted] first saw a fight between Alvaro and [redacted] and saw [redacted] microphone swinging down at his knees. [redacted] said [redacted] got back into his car and Alvaro raised his arms in victory and went back to the area next to the sign and knelt down. [redacted] could tell that Alvaro was yelling but could not make out what he was saying. [redacted] saw other patrol vehicles arrive and saw three deputies pointing guns at Alvaro, who held a long weapon, which [redacted] thought was perhaps a machete. Alvaro walked towards the deputies making a stabbing motion. Miller tried to hold Alvaro back, then tried to detain him, but Alvaro kept trying to attack Miller, and Miller shot him three to four times.



Photograph of the view of the scene of the shooting from [redacted]

[redacted] Statement

[redacted] had seen Alvaro outside of her [redacted] at Concentra for nearly an hour, so when Bertieri and Sibrian came in for treatment she asked if they were going to make Alvaro leave the location. [redacted] then left to get her lunch, and when she came back Alvaro was still there. As [redacted] ate her lunch she heard sirens, so she walked back to the window at the entrance to see what was happening. [redacted] saw six deputies standing near a patrol vehicle while Alvaro was still on the grassy area near the Concentra sign at the entrance. Alvaro had something

resembling a wooden stick in his hands, and she heard a single gunshot that sounded like a "knock." [redacted] estimated that Miller and Alvaro were approximately four feet apart at the time of the shot. [redacted] saw a deputy rendering first aid to Alvaro.

[redacted] Statement

[redacted] at Concentra, and while returning from lunch at approximately 12:10 p.m., saw Alvaro outside standing, squatting, kneeling and leaning against the Concentra sign outside the business. Alvaro appeared to be acting strange and digging into the dirt. [redacted] thought Alvaro was on something. [redacted] went inside Concentra and heard a [redacted] asking Bertieri to ask Alvaro to leave. [redacted] saw Bertieri go outside, and then saw him coming back inside and saying he was going to call the station. [redacted] first saw one patrol vehicle arrive, continued her work, then looked up again and saw multiple patrol vehicles outside. [redacted] heard no sirens, she just saw the deputies were blocking off the street. Alvaro appeared to be less agitated when no one was interacting with him. When people interacted with him, Alvaro would get more agitated. [redacted] saw Alvaro raising and lowering his arms, then picking up a wooden stake from the ground and waving it around. When [redacted] looked again, she saw several deputies pointing firearms at Alvaro. Sibrian was in the lobby at that time and told everyone to get away from the windows. [redacted] heard three gunshots, and when she looked out of the windows again, deputies were performing CPR on Alvaro.

[redacted] Statement

[redacted] was driving his car on Rye Canyon Road when he saw deputies dealing with a large male with long hair, no shoes and no shirt. [redacted] stopped his car 15 to 20 feet from the deputies and saw Alvaro holding what he thought was a "brown rusty knife." He heard deputies saying, "Drop the weapon!" [redacted] saw the deputies standing in a line on the side of the patrol car, while one deputy stood at the open trunk of the patrol vehicle. [redacted] saw Alvaro make slashing motions with the item in his hand, and then Alvaro suddenly charged Miller. [redacted] saw Alvaro get Miller in a head lock, then he saw Miller escape the head lock, pull out his gun, retreat, and then fire the gun as Alvaro kept charging him. [redacted] said that Alvaro was bigger than Miller and moved so quickly towards Miller that Miller had no time to react.

[redacted] Statement

[redacted] worked across the street and could see Alvaro on his knees under the tree talking to himself from his work's break room. [redacted] saw patrol vehicles arrive and saw Alvaro "flail" his hands. [redacted] heard gunshots but did not see anything because passing cars in the street obstructed his view.

[redacted] Statement

[redacted] was walking on Rye Canyon when she saw a female talking to [redacted] and saw Alvaro, shirtless and lying on the grass in front of Concentra. [redacted] saw a second deputy arrive, get out of his car and approach [redacted] view was blocked by a third police car, but she saw two deputies pull out retractable batons. [redacted] heard gunshots and began recording with her phone. [redacted] view was blocked and she did not see the actual confrontation or the shooting, but said

that prior to the gunshots Alvaro did not appear to be confrontational with the deputies. [redacted] was able to see Alvaro lying on the ground after he was shot.

[redacted] Statement

[redacted] the [redacted] of Alvaro, told investigators that Alvaro had a history of schizophrenia, drug use and violence. She said that in the last few months Alvaro had been angry and uncontrollable, which she attributed to drinking and drug use. [redacted] had told Alvaro that he was not welcome in her house because of his violent behavior.

Autopsy

On September 15, 2019, Deputy Medical Examiner Dr. Timothy Dutra conducted an autopsy on Alvaro. He found Alvaro's cause of death to be four gunshot wounds to his torso.

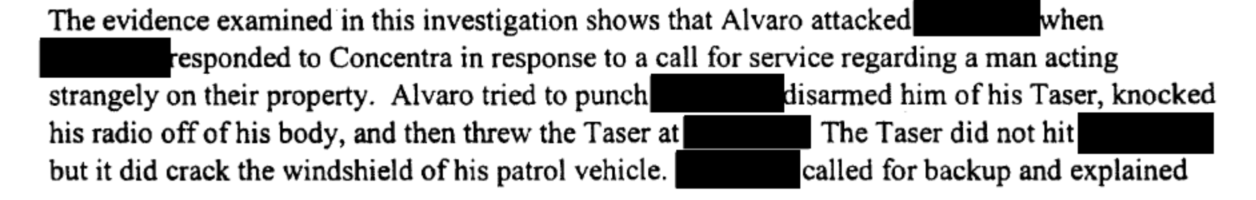
Alvaro suffered the following four gunshot wounds:

1) Gunshot wound to the lateral right shoulder and slightly posterior to the midpoint of the lateral shoulder with a leftward and slightly downwards trajectory.
2) Gunshot wound to the right anterolateral proximal upper arm with a leftward and slightly downwards trajectory.
3) Gunshot wound to the right anterior chest with a leftward, backwards and downwards trajectory.
4) Gunshot wound to the right lateral chest with a leftward and downwards trajectory.

LEGAL ANALYSIS

California law permits the use of deadly force in self-defense or in the defense of others if the person claiming the right of self-defense or the defense of others actually and reasonably believed that he or others were in imminent danger of great bodily injury or death. Penal Code section 197; *People v. Randle* (2005) 35 Cal.4th 987, 994 (overruled on another ground in *People v. Chun* (2009) 45 Cal.4th 1172, 1201); *People v. Humphrey* (1996) 13 Cal.4th 1073, 1082; see also, CALCRIM No. 505.

In evaluating whether a police officer's use of force was reasonable, it is helpful to draw guidance from the objective standard of reasonableness adopted in civil actions alleging Fourth Amendment violations. The "reasonableness" of a particular use of force must be judged from the perspective of a reasonable officer on the scene, rather than the 20/20 vision of hindsight...The calculus of reasonableness must embody allowance for the fact that police officers are often forced to make split-second judgments—in circumstances that are tense, uncertain, and rapidly evolving—about the amount of force that is necessary in a particular situation. *Graham v. Connor* (1989) 490 U.S. 386, 396-397.



The evidence examined in this investigation shows that Alvaro attacked [redacted] when [redacted] responded to Concentra in response to a call for service regarding a man acting strangely on their property. Alvaro tried to punch [redacted] disarmed him of his Taser, knocked his radio off of his body, and then threw the Taser at [redacted] The Taser did not hit [redacted] but it did crack the windshield of his patrol vehicle. [redacted] called for backup and explained

what had happened so responding deputies knew what to be ready for when they arrived to assist [redacted]

When Miller, Reeder and [redacted] arrived at the location, they were all aware of Alvaro's previous attack on [redacted] Upon getting out of their cars, the responding deputies sought to use less lethal force. Reeder went to retrieve the bean-bag shotgun, but prior to retrieving it, according to the statement of every witness who observed the whole interaction, Alvaro armed himself with the wooden stake and charged Miller with [redacted] standing directly behind him. Miller acted in legitimate fear of imminent death or great bodily injury as a result of Alvaro's attack with a sharpened wooden stake at such close quarters. He was able to create a little distance between himself and Alvaro to deploy his weapon, and lawfully discharged his weapon at Alvaro to defend himself against a further imminent attack.

CONCLUSION

We conclude that Deputy Miller acted in lawful self-defense.

A TRADITION OF SERVICE

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT
INCIDENT REPORT

DATE 09-12-19 PAGE 1 OF 3

ACTION: ☒ ACTIVE ☐ INACTIVE ☐ PENDING | NON-CRIMINAL ☐ | # OF ADULT ARRESTS: 0 | # OF SUBJECT DETENTIONS: 0

URN#: RETENTION 0 | YEAR 19 | SEQUENTIAL 14041 | REPORTING DISTRICT 0645 | STAT CODE 057 | TAG# 138

CLASSIFICATION 1 / LEVEL / STAT CODE: ASSAULT ON A PEACE OFFICER 245(c)P.C./F/057

CLASSIFICATION 2 / LEVEL / STAT CODE:

CLASSIFICATION 3 / LEVEL / STAT CODE:

CLASSIFICATION 4 / LEVEL / STAT CODE:

LARCIS &
SCANNED
P. Suarez
Date: 9-12-19

ADDITIONAL STAT CODES: ☐ ASAP / 83 ☐ FIREARM RELATED / 830 ☐ GANG RELATED / 860 ☐ CYBER CRIME / 551 ☐ CYBER - RELATED CRIME / 552 ☐ CYBER - RELATED INCIDENT (NON - CRIMINAL) / 559 ☐ OTHER

DATE / TIME / DAY OF OCCURRENCE: 09-12-19, 1243HRS, THURSDAY

☐ PRINTS REQUESTED ☐ PRINTS COMPLETED | REQUESTED BY: | TIME:

LOCATION OF OCCURRENCE: 25733 RYE CANYON ROAD, VALENCIA CA 91355

BUSINESS NAME: "CONCENTRA"

CODE: V - VICTIM • W - WITNESS • I - INFORMANT • R - REPORTING PARTY • P - PARTY

CODE	#	of	LAST NAME	FIRST NAME	MIDDLE NAME	SEX	RACE	DOB	AGE	DRIVER'S LICENSE / STATE ID
V	1	2	DEPUTY MILLER			M	W	ADULT		[redacted]

RESIDENCE ADDRESS: LOS ANGELES COUNTY DEPUTY SHERIFF | CITY: | STATE: | ZIP: | RESIDENCE PHONE (Area Code):

BUSINESS / SCHOOL (GRADE) ADDRESS: 23740 MAGIC MOUNTAIN PARKWAY | CITY: SANTA CLARITA | STATE: CA | ZIP: 91355 | BUSINESS PHONE (Area Code): 661-255-1121

ETHNIC ORIGIN: | EMAIL ADDRESS: | SOCIAL NETWORKING ACCOUNT: | CELL PHONE (Area Code):

VICTIM OF OFFENSE(S) (CLASSIFICATION) #: # # # # # | VICTIM DESIROUS OF PROSECUTION? ☒ YES ☐ NO | VICTIM OF SEX CRIME DESIROUS OF CONFIDENTIALITY? ☐ YES ☐ NO | ENGLISH SPEAKING? ☒ YES ☐ NO | LANGUAGE

CODE	#	of	LAST NAME	FIRST NAME	MIDDLE NAME	SEX	RACE	DOB	AGE	DRIVER'S LICENSE / STATE ID
V	2	2	DEPUTY [redacted]			M	H	ADULT		[redacted]

RESIDENCE ADDRESS: LOS ANGELES COUNTY DEPUTY SHERIFF | CITY: | STATE: | ZIP: | RESIDENCE PHONE (Area Code):

BUSINESS / SCHOOL (GRADE) ADDRESS: 23740 MAGIC MOUNTAIN PARKWAY | CITY: SANTA CLARITA | STATE: CA | ZIP: 91355 | BUSINESS PHONE (Area Code): 661-255-1121

ETHNIC ORIGIN: | EMAIL ADDRESS: | SOCIAL NETWORKING ACCOUNT: | CELL PHONE (Area Code):

VICTIM OF OFFENSE(S) (CLASSIFICATION) #: # # # # # | VICTIM DESIROUS OF PROSECUTION? ☒ YES ☐ NO | VICTIM OF SEX CRIME DESIROUS OF CONFIDENTIALITY? ☐ YES ☐ NO | ENGLISH SPEAKING? ☒ YES ☐ NO | LANGUAGE

CODE: S - SUSPECT • SJ - SUBJECT • M - PATIENT • S/V - SUSPECT / VICTIM • SJ / V - SUBJECT / VICTIM

CODE	#	of	LAST NAME	FIRST NAME	MIDDLE NAME	DOB	AGE	DRIVER'S LICENSE / STATE ID
S	1	1	VENEGAS	ALVARO	DURAN	04-05-84	35	[redacted] CA

SEX: M | RACE: H | ETHNIC ORIGIN: | HAIR: BLK | EYES: BRN | HEIGHT: 507 | WEIGHT: 225 | CELL PHONE (Area Code): UNKNOWN

RESIDENCE ADDRESS: [redacted] | CITY: [redacted] | STATE: [redacted] | ZIP: [redacted] | RESIDENCE PHONE (Area Code): UNKNOWN

BUSINESS / SCHOOL (GRADE) ADDRESS: UNKNOWN | CITY: | STATE: | ZIP: | BUSINESS PHONE (Area Code): UNKNOWN

AKA: — | EMAIL ADDRESS: UNKNOWN | SOCIAL NETWORKING ACCOUNT: — | ENGLISH SPEAKING? ☐ YES ☐ NO | LANGUAGE: UNK

MONIKER: — | CHARGE: 245(c)P.C. | BOOKING NUMBER: — | WHERE DETAINED OR CITE NUMBER: N/C

CODE	#	of	LAST NAME	FIRST NAME	MIDDLE NAME	DOB	AGE	DRIVER'S LICENSE / STATE ID
/								

SEX: | RACE: | ETHNIC ORIGIN: | HAIR: | EYES: | HEIGHT: | WEIGHT: | CELL PHONE (Area Code):

RESIDENCE ADDRESS: | CITY: | STATE: | ZIP: | RESIDENCE PHONE (Area Code):

BUSINESS / SCHOOL (GRADE) ADDRESS: | CITY: | STATE: | ZIP: | BUSINESS PHONE (Area Code):

AKA: | EMAIL ADDRESS: | SOCIAL NETWORKING ACCOUNT: | ENGLISH SPEAKING? ☐ YES ☐ NO | LANGUAGE:

MONIKER: | CHARGE: | BOOKING NUMBER: | WHERE DETAINED OR CITE NUMBER:

BY DEPUTY: PICARD, K | EMPLOYEE #: [redacted] | SWORN EXP IN YRS: 3 | DEPUTY: SANCHEZ, B | EMPLOYEE #: [redacted] | SWORN EXP IN YRS: 12 | VACATION DATES: Ø

STATION: SCT | UNIT / CAR #: 62A | SHIFT: D | APPROVED: Sgt. D. Dantice #[redacted] | DATE / TIME: 9/12/19, 2036

PCD SUBMITTED? ☐ YES ☒ NO | VACATION DATES: Ø | ASSIGNMENT: HOMICIDE

HQ NOTIFICATION REQUESTED? ☐ YES ☒ NO | DEPUTY: | DATE / TIME: | SPECIAL REQUEST DISTRIBUTION:

SUSPECT / SUBJECT FIELD RELEASE APPROVED BY: | DATE / TIME: | CRIME BROADCAST BY: | DATE / TIME: | SECRETARY:

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT

INCIDENT REPORT

A TRADITION OF SERVICE

URN# 019-14041-0645-057
TAG # 138
DATE 09-12-14
PAGE 2 OF 3

VEHICLE

VEHICLE FOR VICTIM #
VEHICLE FOR SUSPECT #

LICENSE (STATE & NUMBER) | YEAR | MAKE | MODEL | BODY TYPE | COLOR

REGISTERED OWNER

IDENTIFYING FEATURES

GARAGE NAME & PHONE

STATUS ☐ STOLEN ☐ STORED ☐ DAMAGED ☐ IMPOUNDED ☐ EMBEZZLED ☐ OUTSTANDING

CHP 180 SUBMITTED? ☐ YES ☒ NO

DESCRIPTION OF DAMAGE

VEHICLE

VEHICLE FOR VICTIM #
VEHICLE FOR SUSPECT #

LICENSE (STATE & NUMBER) | YEAR | MAKE | MODEL | BODY TYPE | COLOR

REGISTERED OWNER

IDENTIFYING FEATURES

GARAGE NAME & PHONE

STATUS ☐ STOLEN ☐ STORED ☐ DAMAGED ☐ IMPOUNDED ☐ EMBEZZLED ☐ OUTSTANDING

CHP 180 SUBMITTED? ☐ YES ☒ NO

DESCRIPTION OF DAMAGE

SCREENING FACTORS

☐ 1. SUSPECT IN CUSTODY
☒ 2. SUSPECT NAMED / KNOWN
☐ 3. UNIQUE SUSPECT IDENTIFIERS
☐ 4. VEHICLE IN CUSTODY
☐ 5. UNIQUE VEHICLE IDENTIFIERS
☐ 6. WRITER/REVIEWER DISCRETION

PROPERTY CODE:

S – STOLEN • R – RECOVERED • L – LOST • F – FOUND • E – EMBEZZLED • D – DAMAGED • K – SAFEKEEPING
(Use all applicable Codes; for example, if property is both Stolen and Recovered, Code is S/R)

RELEASED TO

CODE	ITEM #	QUAN.	DESCRIPTION (Include kind of article, trade name, identifying numbers, physical description, material, color, condition, age and present market value)	SERIAL #	VALUE

On the indicated date and time, Deputy [redacted] (V/1) responded to a suspicious person call at the indicated location. The call stated a male Hispanic adult wearing no shirt and black pants was sitting against a wall at the location acting "bizarre" (Tag 138). Upon his arrival, Deputy [redacted] contacted the suspect and was immediately attacked by the suspect.

Assisting units arrived on scene, including Deputy Miller (V/2). A second physical altercation occurred between the suspect and Deputy Miller, during which a deputy involved shooting occurred.

Los Angeles County Fire Department engine company number 76 under the command of Captain Quiroz arrived at the location and proceeded to medically treat/evaluate the suspect. The suspect was pronounced deceased at 1308 hours by Henry Mayo Hospital Dr. Privett.

Los Angeles County Sheriff's Department Homicide Bureau Officer Rodriguez ([redacted]) was notified of the incident at 1313 hours and assigned coroner's case number 2019-06932 to the incident.

Los Angeles County Sheriff's Department Homicide Bureau detectives arrived on scene at 1545 hours and assumed control of the investigation.

For further information regarding the personnel involved and their actions, see supplemental reports under the indicated file number.

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

SUPPLEMENTAL REPORT

DATE: 09-12-2019 FILE: 019-14041-0645-057 ACTION: ACTIVE/ADDITIONAL

C: Assault on a Peace Officer 245(c) / F / 057

V: Deputy Miller [redacted]

V: Deputy [redacted]

S: Venegas, Alvaro MH/040584

NARRATIVE

The purpose of this report is to provide active additional information to the incident listed under the above indicated file number.

We responded to 25733 Rye Canyon Road,Valencia, CA 91355 regarding a deputy involved shooting. Upon our arrival we contacted Deputy [redacted] (V/1) who told us the following:

Deputy [redacted] stated he responded to the indicated location regarding a person acting suspiciously call. Upon arrival, he contacted the suspect and asked if he was okay. The suspect replied "Fuck you" and immediately began advancing toward Deputy [redacted] Deputy [redacted] stated he attempted to deploy his TASER to defend himself from the suspect's attack. He stated the TASER malfunctioned and would not fire the darts from the cartridge.

Deputy [redacted] said the suspect began attempting to punch Deputy [redacted] in the face numerous times with both fists. Deputy [redacted] stated he removed the cartridge from his TASER and attempted to use it against the suspect by "drive stunning" him with it. He said the TASER again failed to work, and the suspect grabbed the TASER from him and attempted to utilize it as a weapon against Deputy [redacted] The suspect grabbed onto Deputy [redacted] and Deputy [redacted] attempted to punch the suspect to defend himself.

Deputy [redacted] said he pushed the suspect away from himself, and retreated to the far side of his parked vehicle. As he did this, the suspect threw the TASER device at Deputy [redacted] Deputy [redacted] said the TASER impacted the vehicle's front windshield, and bounced over the vehicle, landing in the street behind the parked vehicle. Deputy [redacted] stated his portable radio became dislodged from it's holder on his belt, and fell to the ground. He stated this caused his radio to malfunction, and he was unable to use his radio to transmit radio traffic for assistance.

BY: Picard,K [redacted]/Sanchez,B [redacted]

APPROVED: Sgt. D. Dantice #[redacted] 9/12/19, 2119

ASSIGNED: HOMICIDE

SECRETARY:

LARCIS &
SCANNED
P. Bernoudy
DATE: COMPLETED SEP 14 2019

DATE: 09-12-19 FILE: 19-14041-0645-057 ACTION: Active

Deputy [redacted] said the suspect disengaged and walked away from him, allowing Deputy [redacted] to radio for assistance from his vehicle's radio.

Deputy [redacted] stated assisting units including Deputy Miller (V/2) arrived on scene to assist. He said he saw the suspect grab a large wooden stake, and hold it as a weapon. He said the suspect lunged toward Deputy Miller, and strike Deputy Miller on his face (NFD). He saw Deputy Miller separate himself from the suspect and engage in a Deputy involved shooting with the suspect.

Deputies Murray (#[redacted]), and Miller provided emergency medical treatment to the suspect until relived by Los Angeles County Fire, Engine Company #76, under the command of Captain Quiroz, arrived on scene and took over medical treatment of the suspect.

Detective Doud (#[redacted])canvassed the area for possible witnesses, and interviewed any he located. See his supplemental report under the indicated file number for further.

Los Angeles County Crime Scene investigator Sergio Castello (#[redacted] arrived on scene at 1800 Hrs and began documenting the crime scene.

Detective Elsee (#[redacted]) remained on scene and and maintained the Major Incident Log of the incident. For further information regarding his involvement in the incident see his supplemental report under the indicated file number.

COUNTY OF LOS ANGELES – SHERIFF'S DEPARTMENT – SUPPLEMENTAL REPORT

File No.: 019-14041-0645-057

Date: 09-12-19

Action: Witness Statement.

C: Assault on a Police Officer 245(c) PC / F / 057

V: Deputy Miller, Michael MW/A, #[redacted]
V: Deputy [redacted] MH/A, #[redacted]
W: [redacted] MH/[redacted]

S: Denigas, Alvaro Duran MH/04-05-84

NARRATIVE

On 09-12-19, Detective De La Maza #[redacted] and I assisted in canvassing the area for potential video surveillance or witnesses to the indicated incident. I went to the building directly across the street (south) from where the incident took place, 25702 Rye Canyon Road. I contacted [redacted] (FW/[redacted] for "[redacted]. [redacted] stated the company is in the process of packing up and moving locations. No one was working the reception counter or in the vicinity of the front of the building that faces the street. She stated they do not have a video cameras inside or outside of the location. She stated she did not see or hear portion of the incident.

I then contacted W/[redacted] (MH/[redacted]) in the south portion of the building. He is the [redacted] for "[redacted] ([redacted]) a company that was in the process of packing up the business and facilitating the move. He stated he had witnessed the incident when he was seated, eating lunch. [redacted] directed us to a break room that was located at the most western end of the building. The break room was on the north side of the building and had windows facing north.

Written By: Detective C. Bryne #[redacted]   Approved By: Sgt. J. Nebel #[redacted]

Assigned: SCV / D.B.

Secretary: LARCIS & SCANNED R. Romero

Date: Date: 9/16/ Time:

[redacted] stated he was seated at the table, facing the window (third chair on the south side of the table as you enter the east door from the shop area). His attention was drawn to a fight occurring [redacted] He saw a man fighting with a deputy sheriff (Deputy [redacted]. They were in the grass area in front of the urgent care "Concentra". The two men were standing, facing each other, both of them "waving their hands in front of them" in a fighting motion. [redacted] saw the deputy's radio microphone swinging down by his legs.

[redacted] stood up and went to the window to get a closer view. He saw the suspect did not have a shirt on and threw a yellow taser at Deputy [redacted] as the deputy walked back towards his radio car. The deputy got inside of the driver's seat and shut the door. The suspect raised his arms into the air "in a victory stance". The suspect then walked to the "Concentra" business sign located in the grass area and knelt down by the "a" in "Concentra". [redacted] could tell the suspect was yelling but could not hear what he was saying.

A second radio car arrived and stopped in the driveway to the location. Three deputies stood, pointing their guns at the suspect. The suspect stood up and grabbed what looked like a two foot long "machete" at first. The suspect held the object in his right hand, out to his side. He forcefully thrust the object forward in an upward stabbing motion. [redacted] then saw the object appeared to be a wood stake. The suspect began walking towards the deputies, making the stabbing motion with the object in his right hand. With his open left hand, the suspect pounded on his chest. The suspect lunged at one of the deputies. That deputy reached with his left arm, while still holding his gun in his right hand. The deputy attempted to hook an arm around the suspect's neck. The suspect ducked and backed away, avoiding the deputy's attempt. The suspect immediately lunged at the deputy again with the object. The deputy shot the suspect three or four times.

I asked [redacted] if he knew which deputy shot at the suspect. He stated it was the same deputy who the suspect lunged at. [redacted] saw a flash come from the deputy's gun. [redacted] did not believe anyone other than that deputy fired their weapons.

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

SUPPLEMENTAL REPORT

DATE: 09/12/2019 FILE: 019-14041-0645-013 ACTION: Active/Additional

C: Assault on a Peace Officer, 245(c) / F / 057

V: Deputy Miller # [redacted]

V: Deputy [redacted] # [redacted]

S: Alvaro Venegas MH/040584

NARRATIVE

The purpose of this supplemental report is to provide what I witnessed after I responded to the Deputy involved shooting.

I responded to the location after I heard Deputy [redacted] assistance request saying he was involved in a fight. While I was enroute to the location, I heard someone broadcast a deputy involved shooting had occurred on the radio.

Upon my arrival to the incident location, I saw Deputy Miller #[redacted] standing over S/ Venegas. S/Venegas was laying in the driveway to the location. His head was to the north while his feet were to the south. I saw Deputy Miller apply a chest seal on the upper right side of S/Venegas' chest. I asked Deputy Miller if he needed anything. He requested a 4x4 gauze and told me he had some in his medic bag. I gave Deputy Miller a large gauze. I saw Deputy Miller place the gauze over the same chest seal. While Deputy Miller was placing the gauze over the wound, I saw Deputy Reeder # [redacted] doing chest compressions on S/Venegas. After sufficient personnel arrived, Deputy Murray #[redacted] relieved Deputy Reeder and began doing compressions. At this point fire personnel arrived and relieved Deputy Murray. I left the incident location and responded to the command post where I assisted.

		DATE:	TIME:
BY:	Muralles # [redacted]	09/12/19	2132
APPROVED:	Sgt. Gooseberry #[redacted]	9/19/19	2200 HRS
ASSIGNED:	HOMICIDE		
SECRETARY:			

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DATE:
COMPLETED SEP 29 2019